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15 Attorneys for Defendant
16 DROPCAM, INC.

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA

20 E.DIGITAL CORPORATION,

Case No. 3:14-cv-04922-JST

21 Plaintiff,

22 v.

23 DROPCAM, INC.,

24 Defendant.

**JOINT STIPULATION REQUESTING
LEAVE TO FILE AMENDED JOINT
CLAIM CONSTRUCTION STATEMENT
AND NOTICE TO THE COURT
REGARDING RESOLVED CLAIM
CONSTRUCTION DISPUTES**

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1 WHEREAS, Plaintiff e.Digital Corporation (“e.Digital”) and Defendant Dropcam, Inc.
 2 (“Dropcam”) (collectively, the “Parties”) hereby make a stipulated request to amend the Joint
 3 Claim Construction and Pre-Hearing Statement (Patent L.R. 4-3) (“Joint Statement”) (Dkt. No.
 4 49) and hereby provide notice to the Court that certain claim construction disputes have been
 5 resolved;

6 WHEREAS, the Parties file this stipulation and notice in light of a mutual agreement
 7 having been reached between the Parties regarding the construction of certain claim terms;

8 WHEREAS, the Parties, having met and conferred, were able to reach a compromise with
 9 respect to the claim terms “social template,” “unique social signature,” “optical sensor,” and
 10 “accurate,” as set forth in the table below;

Claim Term or Phrase	Agreed Construction
“social template”	“data structure associated with a social hierarchy and one or more social signatures”
“unique social signature”	“social signature associated with a specific social template at the time of processing”
“optical sensor”	plain and ordinary meaning
“accurate”	“capable of desired processing”

17 WHEREAS, during the meet and confer process, the Parties discussed compromise
 18 constructions for the term “social signature” and, while the Parties were unable to fully resolve the
 19 dispute, the Parties narrowed the dispute as set forth in the table below;

Claim Term or Phrase	Plaintiff’s Proposed Construction	Defendant’s Proposed Construction
“social signature”	“raw or processed data and/or other information based on sensors”	“combination of sensor data indicative of a type of activity”

24 WHEREAS, during the meet and confer process Dropcam proposed a compromise that the
 25 term “information” be construed as “a report about the identified social signature” and Dropcam
 26 anticipates it may be discussed at the hearing and, therefore, provides notice herein, however,
 27 e.Digital objects to the Court considering this new construction on the ground it is untimely under
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1 the Court's Scheduling Order and Patent LR 4-2, 4-3 and 4-5, and reserves the right to raise
2 arguments not raised in its briefs in rebuttal should the Court be inclined to consider the same;

3 WHEREAS, the Parties also agree that neither will call witnesses at the Claim
4 Construction Hearing and that the Claim Construction Hearing can be completed in three (3),
5 rather than four (4), hours;

6 WHEREAS, the Parties make a stipulated request to amend the Joint Statement to reflect
7 mutual agreement having been reached regarding the construction of the claim terms "social
8 template," "unique social signature," "optical sensor," and "accurate," and to reflect the narrowing
9 of the dispute regarding the construction of the claim term "social signature," as reflected in the
10 Proposed Amended Joint Claim Construction Statement and Pre-Hearing Statement (Patent L.R.
11 4-3), attached hereto as Exhibit A.

12 IT IS HEREBY STIPULATED AND AGREED, pursuant to Civil Local Rule 6-1, by
13 e.Digital and Dropcam, through their respective counsel, that the Parties shall file an Amended
14 Joint Claim Construction Statement and Pre-Hearing Statement (Patent L.R. 4-3), attached hereto
15 as Exhibit A.

16 IT IS SO STIPULATED, through Counsel of Record.

17 Dated: July 30, 2015

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

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By: _____ /s/ *Madeleine E. Greene*
Madeleine E. Greene

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Attorneys for Defendant
DROPCAM, INC.

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Dated: July 30, 2015

HANDAL & ASSOCIATES

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By: _____ /s/ *Pamela C. Chalk*
Pamela C. Chalk

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Attorneys for Plaintiff
E.DIGITAL CORPORATION

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ORDER

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PURSUANT TO STIPULATION, IT IS SO ORDERED

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DATED: July 31, 2015

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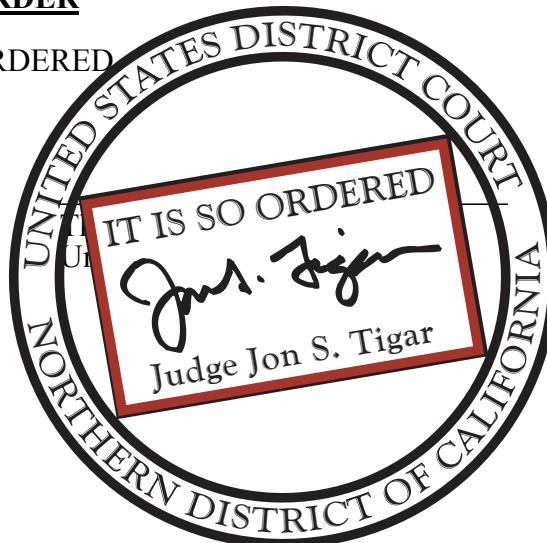
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JOINT STIP. REQUESTING LEAVE TO FILE AMEND.

JOINT CLAIM CONSTRUCTION STATEMENT AND

NOTICE

CASE NO. 3:14-cv-04922-JST

ATTESTATION CLAUSE

I, Madeleine E. Greene, am the ECF User whose identification and password are being used to file this Stipulation. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Pamela Chalk of Handal & Associates has concurred in this filing.

6 | Dated: July 30, 2015

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: _____ /s/ *Madeleine E. Greene*
Madeleine E. Greene

Attorneys for Defendant
DROPCAM, INC.

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on July 30, 2015, I electronically filed the foregoing with the Clerk
3 of the court using the CM/ECF system which will send notification of such filing to counsel of
4 record.

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6 By: _____ /s/ *Madeleine E. Greene*
7 Madeleine E. Greene

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